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2 Federal Defender
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4 Assistant Federal Defenders
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10 Attorneys for Defendant
11 FABIAN GARCIA-PALACIO

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14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE EASTERN DISTRICT OF CALIFORNIA

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17 UNITED STATES OF AMERICA, Case No. 1:21-CR-00119-NONE-SKO
18 Plaintiff,
19 vs. STIPULATION TO MODIFY TERM OF
20 FABIAN GARCIA-PALACIO, PRETRIAL RELEASE; CONTINUE
21 Defendant. SENTENCING; ORDER
22
23 JUDGE: Hon. DALE A. DROZD

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25 IT IS HEREBY STIPULATED by and between the parties hereto through Assistant
26 United States Attorney Justin J. Gilio for the government, and Assistant Federal Defender
27 Benjamin Gerson for defendant FABIAN GARCIA-PALACIO that the sentencing hearing
28 scheduled for August 13, 2021 be continued to December 3, 2021 at 9:00 a.m. Defense counsel
is in the process of retaining an expert and requests additional time for preparation. Specifically,
defense counsel has represented that it is in the process of retaining an expert located in the Los
Angeles area. Although defense counsel has selected an expert, defense counsel needs the
additional time to complete the hiring process, which it anticipates will be completed by no later
than the end of July. Defense counsel needs the additional time (1) for defense to arrange for
GARCIA-PALACIO to travel to the Los Angeles area for evaluation and (2) for the expert to
issue a report that can be presented to the Probation Office. The parties anticipate that these
tasks can be accomplished in time for a sentencing date of December 3, 2021.

Respectfully submitted,

PHILLIP A. TALBERT
Acting United States Attorney

4 DATED: June 8, 2021

/s/ Justin J. Gilio
JUSTIN J. GILIO
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

9 || DATED: June 8, 2021

/s/ Benjamin Gerson
BENJAMIN GERSON
Assistant Federal Defender
Attorneys for Defendant
FABIAN GARCIA-PALACIO

ORDER

4 **IT IS SO ORDERED** that the sentencing hearing scheduled for August 13, 2021 be
5 continued to December 3, 2021 at 10:00 a.m.

IT IS SO ORDERED.

8 Dated: **June 8, 2021**

Dale A. Dugd

UNITED STATES DISTRICT JUDGE